

GOVERNMENT OF ANDHRA PRADESH

A B S T R A C T

Establishment – Chittoor Municipality – Appointment of Sri. T.Ravi Reddy, as LDC and Sri. K.Suresh Kumar as Typist under compassionate grounds– Ratified - Orders-Issued.

MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (G1) DEPARTMENT

G.O.Rt.No. 916

Dated:-05.07.2012.

Read the following:-

1. G.O.Rt.No.640 M.A.& U.D Deptt dated.29.05.2002.
2. Interim orders of the Hon'ble APAT Dated.9.5.2007 in O.A.No.2714/2007.
3. From the Commissioner & Director of Municipal Administration, Lr.Roc.No.14628/2006-J3, dated.17.9.2007.
4. From the Hon'ble APAT Order in O.A.No.1751/07 with VMA No.734/2007, dated.15.2.2010.
5. From the Commissioner & Director of Municipal Administration, Hyderabad Lr.Roc.No.3725/2010/K1, dated.19.04.2011.

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ORDER:-

The Municipal Council, Chittoor in its resolution No's 93, 94 and 96 dated.14.09.1992, had resolved to appoint Sri.T.Ravi Reddy, as LDC (consequent on retirement of his father Sri.T.Subrahmanyam Reddy, Bill Collector under Medical Invalidation Scheme) and also appointment of Sri.K.Suresh Kumar as Typist (Consequent on death of his father Sri.Kuppuswamy Pillai, Head Master on 21.01.1978 while in service), on compassionate grounds and also to promote Sri. Anwar Basha, Tractor Driver as LDC against Direct Recruitment quota (against Cycle point 1 in 8 point cycle instead of 8th point) in Chittoor Municipality. Accordingly, Sri.T.Ravi Reddy, was appointed as Junior Assistant vide proceedings dated.31.10.1992, Sri.Anwar Basha, Tractor Driver was appointed by transfer as LDC vide proc. Dated.30.10.1992 and Sri.K.Suresh Kumar was appointed as Typist vide proc. Dated.30.10.1992 by Municipal Commissioner, Chittoor Municipality. Later on, it has come to the notice of Government that the above appointments were made by the Municipal Commissioner, Chittoor based on the resolution of Municipal Council without the orders of Regional Director-Cum-Appellate Commissioner of Municipal Administration, Anantapur, who is the appointing authority. Government after examination have cancelled the above resolution of Municipal Council, Chittoor vide G.O. 1st read above, as the Regional Director-Cum-Appellate Commissioner of Municipal Administration, Anantapur is appointing authority, but not the Municipal Council.

2. Aggrieved on the above, Sri.T.Ravi Reddy, has filed an O.A No.2714/2007 in APAT. The APAT, in its interim orders dated.09.05.2007 has suspended the operation of said G.O. Subsequently, the APAT in its final order in O.A No.2714/2007 dated.22.04.2010, while discussing the rules issued vide G.O.Ms.No.292 MA&UD Dated.16.05.1992, invoking the powers under section 80 (2) of A.P.Municipalities Act and Section 329 of the said Act and Section 74 of the said Act, held that as per section 74 of AP Municipalities Act, 1965, the Chairperson is the competent person to appoint the LDC and therefore the orders issued in G.O.Ms.No.640 as well as G.O.Ms.No.535 are bad in law and liable to be set aside and accordingly set aside the same and directed to continue the applicant as Jr.Assistant without any break.

3. The Government after due examination of the matter have decided to implement the orders of the Hon'ble APAT dated.9.5.2007 in O.A.No.2714/2007. Accordingly, Government after careful examinations hereby ratify the action of the Chairperson, Chittoor Municipality in appointing Sri. T.Ravi Reddy, as LDC and Sri. K.Suresh Kumar as Typist under compassionate grounds under Section 74 of A.P. Municipalities Act, 1965 and also in pursuance of the orders issued by Hon'ble APAT in O.A.No.2714/2007, second read above.

Contd.....2.

4. The Commissioner & Director of Municipal Administration, Hyderabad shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

RAJIV RANJAN MISHRA
PRINCIPAL SECRETARY TO GOVERNMENT.

To

The Commissioner & Director of Municipal Administration, Hyderabad.

The Individual concerned through Regional Director-Cum-Ac, Ananthapur

The District Treasury Officer, Chittoor District.

The A.G.A.P. Hyderabad.

Copy to:-

The P.S to Hon'ble M(MA).

The P.S to Secretary to Hon'ble C.M

The P.S.to Principal Secretary to Government (MA).

The Government Pleader for APAT (MA&UD)

//FORWARDED BY ORDER//

SECTION OFFICER.